

FRW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re the Application of: **Yoshiaki TANIDA et al.**

Group Art Unit: **2822**

Serial No.: **10/614,227**

Examiner: **Monica Lewis**

Filed: **July 8, 2003**

Confirmation No.: **6141**

For: **SEMICONDUCTOR DEVICE AND METHOD FOR FABRICATING THE  
SAME**

Attorney Docket No.: **030823**

Customer Number: **38834**

**RESPONSE TO RESTRICTION AND SPECIES REQUIREMENTS**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

May 27, 2004

Sir:

This paper is submitted in response to the Official Action dated May 6, 2004.

In the Action, restriction is required between Group (I), Claims 1-15; and Group (II),  
Claims 16-19.

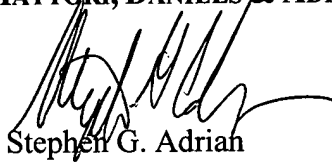
Applicants hereby elect the subject matter of Group (I), Claims 1-15. In addition,  
applicants elect the species of Embodiment I (claims 1-14) for prosecution in this application.  
This election is made without traverse, and it is understood that Applicant's rights to the filing of  
a divisional application directed to the non-elected subject matter under 35 U.S.C. §120 and 35  
U.S.C. §121 are retained.

Response to Restriction Requirement  
Attorney Docket No. 030823  
Serial No. 10/614,227

If this paper is not timely filed, Applicants respectfully petition for an appropriate extension of time. The fees for such an extension or any other fees that may be due with respect to this paper may be charged to Deposit Account No. 50-2866.

Respectfully submitted,

**WESTERMAN, HATTORI, DANIELS & ADRIAN, LLP**

A handwritten signature in black ink, appearing to read 'Stephen G. Adrian', is written over the printed name.

Stephen G. Adrian  
Attorney for Applicants  
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SGA/meu

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